ssm

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.585 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

Mr. Vinay Sonpal for the petitioner.

Mr. G.V.Bhagwat i/by M/s. Divekar & Co. for the respondent.

CORAM : ANOOP V. MOHTA,J.

DATED : 5th October, 2007

P.C.

1. As recorded in order dated 28th September, 2007 that the summary suit No. 2508 of 2005 has been filed and this Court has granted leave unconditionally. Based on the said claim the present petition has been filed for winding up the respondent company.

2. In view of the grant of unconditional leave, at this stage of the proceeding, I am of

the view that, it means the claim itself is in dispute and or bonafide dispute has been raised. In view of this, the present petition for winding up the company is dismissed, however, with liberty.

(ANOOP V. MOHTA,J.)